

ORIGINAL

OPEN MEETING AGENDA IT



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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

GARY PIERCE - Chairman
BOB STUMP
SANDRA D. KENNEDY
PAUL NEWMAN
BRENDA BURNS

Arizona Corporation Commission RECEIVED
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IN THE MATTER OF THE APPLICATION OF
TUCSON ELECTRIC POWER COMPANY FOR
APPROVAL OF ITS 2013 RENEWABLE ENERGY
STANDARD IMPLEMENTATION PLAN AND
DISTRIBUTED ENERGY ADMINISTRATIVE
PLAN AND REQUEST FOR RESET OF ITS
RENEWABLE ENERGY ADJUSTOR.

DOCKET NO. E-01933A-12-0296

PROCEDURAL ORDER

BY THE COMMISSION:

On July 2, 2012, Tucson Electric Power Company ("TEP") filed for approval of its 2013 Renewable Energy Standard Implementation Plan (the "Implementation Plan") with the Arizona Corporation Commission ("Commission").

On October 25, 2012, the Arizona Solar Energy Industries Association ("AriSEIA") a non-profit trade association representing companies whose mission is to promote policies to encourage greater use of solar energy, filed a Motion to Intervene in this matter.

Pursuant to Arizona Supreme Court Rule 31(d)(28), a non-profit organization may be represented before the Commission by a corporate officer, employee, or a member who is not an active member of the state bar, if (1) the non-profit organization has specifically authorized the officer, employee, or member to represent it in the particular matter; (2) such representation is not the person's primary duty to the non-profit organization, but is secondary or incidental to such person's duties relating to the management or operation of the non-profit organization; and (3) the person is not receiving separate or additional compensation (other than reimbursement for costs) for such representation. Arizona Supreme Court Rule 31(d)(28) further states that the Commission or presiding officer may require counsel in lieu of lay representation whenever it is determined that lay representation is interfering with the orderly progress of the proceeding, imposing undue burdens on

1 the other parties, or causing harm to the parties represented.

2 If AriSEIA wishes to be represented by a qualified lay representative in lieu of representation
3 by counsel in this matter, it must each docket a specific authorization, such as a board resolution, for
4 a specific lay person meeting the requirements of Arizona Supreme Court Rule 31(d)(28) to represent
5 them in this matter. Without such authorization, the Commission may not, pursuant to Arizona
6 Supreme Court Rule 31(d)(28), allow a lay person to appear and represent an association in this
7 proceeding. Alternatively, the association may obtain counsel for representation, either individually
8 or collectively.

9 IT IS THEREFORE ORDERED that AriSEIA's intervention request will be considered
10 once one of the following is filed in this docket: (1) specific authorization, such as a board
11 resolution, for the officer of the association requesting intervention or another specifically named
12 lay person meeting the requirements of Arizona Supreme Court Rule 31(d)(28) to represent the
13 association in this matter; or (2) an intervention request filed by counsel representing each
14 association in this matter.

15 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
16 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

17 DATED this 5th day of November, 2012.


JANE L. RODDA
ADMINISTRATIVE LAW JUDGE

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21 Copies of the foregoing mailed
22 this 5th day of November, 2012 to:

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